

## General Services Administration

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Schedule), in solicitations issued and contracts awarded under the multiple award schedule program.

(3) 48 CFR 552.211-79, Acceptable Age of Supplies, or 48 CFR 552.211-80, Age on Delivery, in solicitations and contracts if the contractor will be required to furnish shelf-life items within a specified number of months from the date of manufacture or production of the supplies. (See 101-27.206-2 of the Federal Property Management Regulation.) The Acceptable Age of Supplies clause at 48 CFR 552.211-79 should be used when the required shelf-life period is 12 months or less, and lengthy acceptance testing may be involved. For items having a limited shelf-life, Alternate I to 48 CFR 552.211-79 must be substituted for the basic clause when required by the director of the FSS commodity center concerned. The Age on Delivery clause at 48 CFR 552.211-80 should be used when the required shelf life period is more than 12 months, or when source inspection can be performed within a short time period.

(4) 48 CFR 552.211-81, Time of Shipment, in solicitations and stock replenishment contracts that do not include the Availability for Inspection, Testing and Shipment/Delivery clause at 48 CFR 552.211-83 and require shipment within 45 calendar days after receipt of the order. If shipment is required in more than 45 days, use Alternate I.

(5) 48 CFR 552.211-82, Notice of Shipment, in solicitation and contracts for supplies when it is in the Government's interest to have the contractor furnish a notice of shipment.

(6) 48 CFR 552.211-83, Availability for Inspection, Testing and Shipment/Delivery, in solicitations and contracts that provide for source inspection by Government personnel and that require lengthy testing for which timeframes cannot be determined in advance. If the contract is for stock items, use Alternate I.

(b) *Construction contracts.* The contracting officer shall insert the clause at 48 CFR 552.211-84, Non-compliance with Contract Requirements, in solicitations and contracts for construction when the contract amount is expected

to exceed the simplified acquisition threshold.

[54 FR 26512, June 23, 1989, as amended at 60 FR 42803, Aug. 17, 1995. Redesignated and amended at 61 FR 6166, Feb. 16, 1996; 61 FR 14033, Mar. 29, 1996]

## PART 512—ACQUISITION OF COMMERCIAL ITEMS

### Subpart 512.2—Special Requirements for the Acquisition of Commercial Items

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### Subpart 512.3—Solicitation Provisions and Contract Clauses for the Acquisition of Commercial Items

512.301 Solicitation provisions and contract clauses for the acquisition of commercial items.

512.302 Tailoring of provisions and clauses for the acquisition of commercial items.

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SOURCE: 54 FR 26512, June 23, 1989, unless otherwise noted.

### Subpart 512.2—Special Requirements for the Acquisition of Commercial Items

SOURCE: 61 FR 6166, Feb. 16, 1996, unless otherwise noted.

#### 512.203 Procedures for solicitation, evaluation, and award.

Contracting officers shall use the policies in FAR Part 12 and 48 CFR Part 512 in conjunction with the policies and procedures for Federal Supply Schedules in FAR Part 38 and 48 CFR Part 538.

#### 512.209 Pricing of commercial items when contracting by negotiation.

When awarding multiple award schedule contracts for commercial items, the policies and procedures in FAR Part 15 and 48 CFR Part 515 shall be used to establish the reasonableness of prices.